

RECEIVED  
CENTRAL FAX CENTER

001/013

NOV 05 2004

## Merchant &amp; Gould

An Intellectual Property Law Firm

3200 IDS Center  
80 South Eighth Street  
Minneapolis, Minnesota  
55402-2215 USA  
TEL 612.332.5300  
FAX 612.332.9081  
[www.merchant-gould.com](http://www.merchant-gould.com)

A Professional Corporation

## Direct Contact

---

**To:** Examiner Susan Ungar, Ph.D. **From:** Susan Wang and John Gresens**Fax:** 1.703.872.9306 **Pages:** 13**Phone:** 1.571.272.0837 **Date:** 11/5/04**Re:** 09/125761 **CC:**

Please see attached.

Minneapolis/St. Paul

Denver

Seattle

Atlanta

Washington, DC

RECEIVED  
CENTRAL FAX CENTER

NOV 05 2004

S/N 09/125,751

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	FODSTAD ET AL.	Examiner:	S. UNGAR
Serial No.:	09/125,751	Group Art Unit:	1642
Filed:	OCTOBER 30, 1998	Docket No.:	7885.55USWO
Title:	METHOD OF KILLING TARGET CELLS IN HARVESTED CELL POPULATIONS WITH ONE OR MORE IMMUNOTOXINS		

---

AMENDMENT AND RESPONSE

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated August 21, 2003, the following amendment is respectfully submitted. In addition, documentation of the deposition of antibody BM7 is submitted concurrently herewith.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 7 of this paper.